



Montgomery County, Maryland

## COUNTY COUNCIL AGENDA

COUNCIL HEARING ROOM, 100 MARYLAND AVENUE, ROCKVILLE, MARYLAND 20850  
240/777-7900 • TTY 240/777-7914 • FAX 240/777-7989 • [www.montgomerycountymd.gov/council](http://www.montgomerycountymd.gov/council)

*The Council Agenda is subject to change any time after printing or during the Council meeting. Please contact the Council Office or visit our website to obtain updates.*

### ADDENDUM

**Tuesday, April 15, 2008**

**(2) 9:40 CONSENT CALENDAR**

**Add:** K. **Introduction** - Resolution to establish Carbon Surcharge on the fuel/energy tax rate to reflect greenhouse gas generation, sponsored by Councilmember Floreen (Faden)  
*Public Hearing is scheduled for 5/6/08 at 7:30 pm.*

**11:30 DISTRICT COUNCIL SESSION**

**Add: (8.1)** D. **Introduction** - Zoning Text Amendment 08-06, I-4 Zone - Transit Station Development Areas, sponsored by the Council President at the request of the Planning Board (Zyontz)  
*Action - Resolution to establish public hearing for May 20, 2008 at 7:30 pm.*



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*This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30; repeated on 4/18/08 at 8 pm*

**Tuesday, April 15, 2008**

9:30 **INVOCATION** - Rabbi Jacob Blumenthal, Shaare Torah, North Potomac

9:35 **GENERAL BUSINESS**

(Lauer)

- (1)
- A. **Announcement** - Agenda and Calendar Changes
  - B. **Acknowledgement** - Receipt of Petitions
  - C. **Action** - Approval of Minutes: March 31, and April 1, 2008  
- Approval of Closed Session Minutes: March 4, 2008

(2) 9:40 **CONSENT CALENDAR**

- A. **Introduction** - Resolution to set amount of Property Tax Credit for Income Tax Offset (Faden)  
*Public Hearing is scheduled for 5/6/08 at 7:30 pm.*
- B. **Introduction** - Resolution to establish the FY09 Work Program of the Interagency Training Team (John)  
*Action is tentatively scheduled for 4/22/08.*
- C. **Introduction** - Resolution to establish the FY09 Work Program of the Interagency Public Information Working Group (IPIWG) (Greenberger)  
*Action is tentatively scheduled for 4/22/08.*
- D. **Introduction** - Supplemental appropriation to the FY08 Operating Budget, Montgomery County Public Schools- \$3,500,000 and a categorical transfer of \$350,000 for Provision for Future Supported Projects (Source: Federal and State grants) (McGuire)  
*Public Hearing/Action is tentatively scheduled for 4/29/08 at 1:30 pm.*

(2) 9:40 **CONSENT CALENDAR** *(continued)*

E. **Introduction** - Special appropriation to the County Government's FY08 Capital Budget and amendment to the FY07-12 Capital Improvements Program - \$3,548,000 for Sidewalk and Infrastructure Revitalization (Source: G.O. Bonds) (Orlin)  
*Public Hearing/Action is tentatively scheduled for 5/6/08 at 1:30 pm.*

F. **Action** - Confirmation of County Executive appointments to the Advisory Board for the Montgomery Cares Program: Deborah Parham Hopson, David T. Jones (Ferber)

G. **Action** - Confirmation of County Executive appointments to the Pedestrian Safety Advisory Committee: Peter C. Moe, Councilmember John B. Britton - City of Rockville (Ferber)

H. **Introduction** - Resolution to amend Fuel/Energy tax rates, sponsored by Council President (Faden)  
*Public hearing is scheduled for 5/6/08 at 7:30 pm.*

I. **Introduction** - Resolution to authorize Advance Taking - Rockville Pike at Twinbrook Parkway Intersection Improvement Project (Orlin)  
*T&E Committee worksession tentatively scheduled for 4/22/08.*

J. **Introduction** - Resolution to authorize Advance Taking - Father Hurley Boulevard Extended (Orlin)  
*T&E Committee worksession tentatively scheduled for 4/22/08.*

(3) 9:45 **OVERVIEW** - FY09 Operating Budget (Farber)

(4) 10:15 **ACTION** - Consideration of Spending Affordability Guidelines for FY09 Operating Budget (Sherer)  
*MFP Committee recommendations will be available 4/10/08.*

10:45 **LEGISLATIVE SESSION Day # 12**

A. Approval of Legislative Journal: April 1, 2008 (Lauer)

B. Introduction of Bills:

(4.1) • **Bill 13-08**, Taxation - Arts and Entertainment District - Property Tax Credits, sponsored by the Council President at the request of the County Executive (Faden)  
*Public Hearing is scheduled for 5/6/08 at 1:30 pm.*

C. Call of Bills for Final Reading

(5) • **Expedited Bill 4-08**, Reorganization - Executive Branch (Faden/Drummer)  
*Committee recommendations will be available 4/14/08.*

**11:30 DISTRICT COUNCIL SESSION**

- (6) A. **Action** - Zoning Text Amendment 08-03, Reorganization (Faden/Drummer)  
*T&E Committee recommendations will be available 4/14/08.*
- (7) B. **Action** - Subdivision Regulation Amendment 08-01, Reorganization - Executive Branch (Faden/Drummer)  
*T&E Committee recommendations will be available 4/14/08.*
- (8) C. **Action** - Zoning Text Amendment 07-16, Rural Cluster - Outdoor Storage (Zyontz)  
*PHED Committee recommends approval with amendments.*

**12:15 RECESS**

- (9) 1:30 **PUBLIC HEARING** - Supplemental appropriation to the County Government's FY08 Operating Budget, Community Use of Public Facilities - \$50,000 for Artificial Turf Pilot at Richard Montgomery High School (Source: CUPF Enterprise Fund) (McGuire)  
*ED Committee worksession tentatively scheduled for 4/17/08.*
- (10) 1:30 **PUBLIC HEARING** - Supplemental appropriation to the County Government's FY08 Operating Budget, Community Grants Non-Departmental Account (NDA) - \$250,000 for Boys and Girls Club of Greater Washington (Source: General Fund) (Fitzgerald-Bare)  
*HHS Committee worksession tentatively scheduled for 4/18/08.*
- (11) 1:30 **PUBLIC HEARING/ACTION** - Special appropriation to the County Government's FY08 Operating Budget and amendment to the FY08 Cable Communications Plan, County Cable Montgomery - \$48,000 to televise additional Council Committee meetings (Source: Cable Fund) (John)

**1:45 ADJOURN**

- 2:00 **PS Committee** (7th floor Council Hearing Room)  
2:00 **HHS Committee** (3rd floor Council Conference Room)

**The following appointments were received from the County Executive and are tentatively scheduled for confirmation on April 22, 2008:**

Committee for Ethnic Affairs: Deepak Bansal, Anna Forbes-Towns, Walton E. Dawson, Tiffany Lynn Heath, Chau (Christy) B. Hoang, Michael Friedman, Grace Spence, Alexander Taku, Jorge A. Restrepo  
Criminal Justice Coordinating Commission: Delegate Kathleen M. Dumais  
Sign Review Board: Travis S. Putvain, Coblens H. Scherr, Christopher Collins  
Silver Spring Recreation Advisory Board: Sean Tracy

### **FUTURE COUNCIL MEETINGS**

**County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.**

**Note: See the COMMITTEE AGENDA for a listing of the Committee meetings currently scheduled.**

<b>Apr 22, 2008</b>	9:30 am	Regular Session
<b>Apr 29, 2008</b>	9:30 am	Regular Session
<b>May 5, 2008</b>	9:30 am	Council Budget Worksession
<b>May 6, 2008</b>	8:30 am	Breakfast Meeting w/ County Executive
<b>May 6, 2008</b>	9:45 am	Regular Session and Council Budget Worksession
<b>May 7, 2008</b>	9:30 am	Council Budget Worksession
<b>May 8, 2008</b>	9:30 am	Council Budget Worksession
<b>May 9, 2008</b>	9:30 am	Council Budget Worksession
<b>May 12, 2008</b>	9:30 am	Council Budget Worksession
<b>May 13, 2008</b>	9:30 am	Regular Session and Council Budget Worksession
<b>May 14, 2008</b>	9:30 am	Council Budget Worksession
<b>May 15, 2008</b>	9:30 am	Council Budget Worksession
<b>May 16, 2008</b>	9:30 am	Council Budget Worksession

### **FUTURE PUBLIC HEARINGS**

**To testify call 240-777-7931**

#### **April 22, 2008**

1:30 pm	Special appropriation to the MCPS' FY08 Capital Budget and amendment to the FY07-12 CIP - \$821,000 for PLAR
1:30 pm	Special appropriation to the MCPS' FY08 Capital Budget - \$3,125,000 for Relocatable Classrooms
1:30 pm	ZTA 08-04, Accessory Structures - Solar Panels
1:30 pm	Supplemental appropriation to the County Government's FY08 Capital Budget and amendment to the FY07-12 CIP, DPWT - \$12,742,000 for Ride On Bus Fleet
1:30 pm	Resolution to amend FY09 Transportation Fees, Charges, and Fares
1:30 pm	Resolution to establish FY09 Solid Waste Service Charges
1:30 pm	Resolution to establish FY09 Water Quality Protection Charge
1:30 pm	Intent to consider increasing FY09 General Fund tax rate above the Constant Yield Tax Rate (CYTR)
1:30 pm	Resolution to amend fees for Department of Permitting Services

#### **April 29, 2008**

1:30 pm	Supplemental appropriations to the County Government's FY08 Capital Budget and amendments to the FY07-12 CIP <ul style="list-style-type: none"><li>➤ MCFRS - \$2,700,000 for Fire/Rescue Maintenance Depot Equipment</li><li>➤ Department of Public Libraries - \$5,000,000 for Silver Spring Library land acquisition</li><li>➤ Department of Police - \$2,392,000 for Outdoor Firearms Training Center and \$3,200,000 for 3rd District Police Station</li></ul>
1:30 pm	Supplemental appropriation to the FY08 Operating Budget, MCPS - \$3,500,000 and \$350,000 for Provision for Future Supported Projects

**FUTURE PUBLIC HEARINGS (continued)**  
**To testify call 240-777-7931**

**April 29, 2008 (continued)**

- 1:30 pm **Expedited Bill 6-08**, Personnel - Retirement - Amendments
- 1:30 pm **Expedited Bill 7-08**, Personnel - Retirement - Group F, Mandatory Retirement
- 1:30 pm **Expedited Bill 8-08**, Personnel - Disability Retirement - Group G
- 1:30 pm **Expedited Bill 9-08**, Personnel - Fire and Rescue Volunteers - Death Benefit
- 1:30 pm **Expedited Bill 10-08**, Personnel - Deferred Compensation - Enrollment
- 1:30 pm **Bill 11-08**, Personnel - Retirement - Benefit Structure - Guaranteed Retirement Income Plan (GRIP)
- 1:30 pm **Expedited Bill 12-08**, Personnel - Retirement - Retirement Incentive Program

**May 6, 2008**

- 1:30 pm Special appropriation to the County Government's FY08 Capital Budget and amendments to the FY07-12 CIP - \$3,548,000 for Sidewalk & Infrastructure Revitalization

**May 20, 2008**

- 7:30 pm Twinbrook Sector Plan
- 7:30 pm ZTA 08-05, Transit-Oriented Mixed-Use Zones

**REMINDER**

**April 15, 2008** - Special Election in Councilmanic District 4 - Contact Board of Elections for information at 240-777- 8500.

**COUNCIL SEEKS APPLICANTS FOR**  
**TWO COUNTY PLANNING BOARD POSITIONS**

**DEADLINE: 5:00 P.M., WEDNESDAY, MAY 14, 2008**

The Montgomery County Council is seeking applicants to fill two vacancies on the Montgomery County Planning Board. Applications must be received no later than 5 p.m., on Wednesday, May 14.

The term of Allison Bryant, a Republican, will expire on June 14. Mr. Bryant has served two terms and is not eligible for reappointment. The other vacancy was created by the passing of board member Eugene Lynch, a Democrat, on Jan. 31. Mr. Lynch's term will expire on June 14, 2011.

No more than three members of the Planning Board may be from the same political party, and all members must be residents and registered voters of Montgomery County when appointed. Members serve four-year terms and are limited to two full terms. The positions can be filled by a Democrat; a Republican; a voter who declines to affiliate with a party; or by a member of another party officially recognized by the Montgomery County Board of Elections.

In addition to Mr. Bryant, the current board members are Chairman Royce Hanson, a Democrat; Jean B. Cryor, a Republican; and John Robinson, a Democrat. Annual compensation for Board members is currently \$30,000.

The Planning Board serves as the Council's principal adviser on land use planning and community planning. Planning Board members also serve as Commissioners of the Maryland-National Capital Park and Planning Commission.

The Planning Board's responsibilities with regard to planning include preparation and amendment of County General Plan; preparation and amendment of Master Plans and functional plans; formulation of subdivision regulations; preparation of or recommendations on text amendments to the County Zoning Ordinance; implementation of the subdivision process by reviewing and approving all preliminary plans, site plans and other plans for development; advice on the planning implication of capital facilities and programs of the County government, Montgomery College, the Washington Suburban Sanitary Commission and Montgomery County Public Schools; commenting, under its Mandatory Referral authority, on plans for public facilities of local, state and federal agencies; and approval of the work program and the annual operating budget for the Planning Department and the Commission's bi-county offices.

The Planning Board sits as the Park Commission and approves the annual Parks Department operating budget and Capital Improvements Program (CIP) budget; land acquisition contracts and major development contracts for parks; development plans for individual park facilities; policies for park operations; and park user fees.

The Montgomery County Planning Board meets all day every Thursday and often meets on one other evening a week. The entire Maryland-National Capital Park and Planning Commission meets the third Wednesday of every month. On average, a Planning Board member can expect to spend at least two full days a week in scheduled and informal meetings. Additionally, substantial time is required for preparatory work and other activities related to Planning Board responsibilities.

Letters expressing interest, including a resume listing professional and civic experience, should be addressed to: Council President Michael J. Knapp, County Council Office, Stella B. Werner Council Office Building, 100 Maryland Avenue, Rockville, Maryland 20850. Letters must be received no later than 5 p.m., Wednesday, May 14. It is the Council's policy not to consider applications received after the deadline. After the May 14 closing date, Councilmembers will review the letters of application and select applicants for interviews to be held in June.

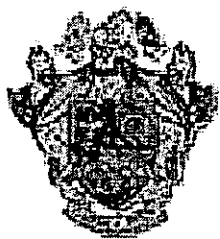
Letters of application are made public as part of the appointment process. The names of all applicants are published and available for public review and interviews are conducted in public. A resume of professional and civic experience should be included with letters of application. A financial statement of assets, debts, income and family property interests will be required of all applicants. Only the candidates appointed will be required to make their financial statements available to the public.

# # #

**FOR INFORMATION: Justina Ferber, (240) 777-7938**



**If you need services to participate in any Council activity, please contact us as far in advance as possible: 240-777-7900 (TTY 240-777-7914) Email: [County.Council@montgomerycountymd.gov](mailto:County.Council@montgomerycountymd.gov). This document is available in alternative formats upon request.**



## Montgomery County Council

Legislative Information Services

### *Packet Index*

***Tuesday, April 15, 2008***

Item Number	Note	Staff
Agenda Item #1	There were no petitions received in LIS this week.	
Agenda Item #5	This item will be available Monday, April 14, 2008.	Faden/Drummer

#### **ADDENDUM**

**Tuesday, April 15, 2008**

#### **11:30 DISTRICT COUNCIL SESSION**

**Add: (8.1)**

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